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| <b>Examiner-Initiated Interview Summary</b> | <b>Application No.</b><br>10/572,778 | <b>Applicant(s)</b><br>BERG ET AL. |  |
|   | <b>Examiner</b><br>KRISTIN BIANCHI   | <b>Art Unit</b><br>1626            |  |

**All Participants:**

**Status of Application:** Rejected

(1) KRISTIN BIANCHI.

(3) \_\_\_\_\_.

(2) Kenneth F. Mitchell.

(4) \_\_\_\_\_.

**Date of Interview:** 16 April 2009

**Time:** \_\_\_\_\_

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No

If Yes, provide a brief description: \_\_\_\_\_.

**Part I.**

Rejection(s) discussed:

Claims discussed:

Prior art documents discussed:

**Part II.**

**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**

*Examiner informed Applicant's representative that the claims were in condition for allowance (i.e., no prior art was found) except for an obviousness-type double patenting issue with US Patent No. 7,399,780. Examiner asked if Applicant's representative would prefer an office action with the double patenting rejection disclosed or if they wanted to submit a terminal disclaimer right away to expediate the allowance (Applicant's representative indicated they would prefer an office action).*

**Part III.**

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Applicant/Applicant's Representative Signature – if appropriate)

